

## STATE OF NORTH CAROLINA

File No.

19CRS590

MCDOWELL

County

In The General Court Of Justice  
Superior Court Division

## STATE VERSUS

Name And Address Of Defendant

JENNIFER MORGAN TIERCE

NOTICE OF RETURN OF  
BILL OF INDICTMENT

G.S. 15A-630, 15A-941(d)

## To The Defendant Named Above:

Take notice that the grand jury of the county named above has returned the attached True Bill(s) of Indictment charging you with the offense(s) specified.

You are informed that there are important time limitations on your right to discovery of the evidence against you. (See G.S. 15A-902, which is printed on the reverse.)

This Notice is issued upon the order of the presiding judge.

You will be arraigned on the charges contained in this Indictment only if you file a written request for arraignment with the Clerk of Superior Court not later than twenty-one (21) days after the Indictment is served on you. If you do not file a written request for arraignment within that time, the court will enter a not guilty plea on your behalf.

You must appear in Superior Court at the date, time and place shown below to answer the charges in this Indictment.

**NOTE:** If an earlier court date is set in a release order, you must appear at that time also.

Date Of Hearing

Time Of Hearing

10:00



AM



PM

Place Of Hearing

MCDOWELL COUNTY COURTHOUSE

Date Issued

11/12/2019

**NOTE:** Attach True Bill(s) of Indictment and a copy of the Order of Arrest, if appropriate.

Signature

Ronde

☐ Deputy CSC☒ Assistant CSC☐ Clerk Of Superior Court

## CERTIFICATE OF NOTICE

I certify that I issued a copy of this Notice to the defendant named above at the address shown by:

☐ 1. Mailing it through the U.S. Postal Service.

☒ 2. Attaching it to an Order for Arrest to be served on the defendant.

☐ 3. Other: (specify)

Date

11-12-2019

Signature

Ronde

☐ Deputy CSC☒ Assistant CSC☐ Clerk Of Superior Court

## STATE OF NORTH CAROLINA

MCDOWELL

County

File No.

19 CRS 590

In The General Court Of Justice  
Superior Court Division

## STATE VERSUS

## INDICTMENT

Name And Address Of Defendant

JENNIFER MORGAN TIERCE  
249 STROUD ST

MARION

NC

28752

Race

W

Sex

F

Date Of Birth

11/11/1983

☐ This is a superseding indictment.

Offense(s)	Date Of Offense OR Date Range Of Offense	G.S. No.	CL.
I. EXTORTION	05/8/2019	14-118.4	F
II.			
III.			

I. The jurors for the State upon their oath present that on or about the date(s) of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did

threaten and communicate a threat to Clarence Randal Pool with the intent wrongfully to obtain \$5,000 by threatening to send copies of sexually explicit texts and photographs from conversations between Clarence Randal Pool and defendant to Pool's daughters, family, and news media if Pool did not pay the defendant \$5,000.

II. And the jurors for the State upon their oath present that on or about the date(s) of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did

(Over)

III. And the jurors for the State upon their oath present that on or about the date(s) of offense shown and in the county named above the defendant named above unlawfully, willfully and feloniously did

Signature Of Prosecutor

## WITNESSES

☒ ASAC K. Oakes, SBI
☐
☐ ASAC R. Wood, SBI
☐☐☐☐☐

The Witnesses marked "X" were sworn by the undersigned Foreperson of the Grand Jury and, after hearing testimony, this Bill was found to be:

☒ A TRUE BILL by twelve or more grand jurors, and I the undersigned Foreperson of the Grand Jury, attest the concurrence of twelve or more grand jurors in this Bill of Indictment.

☐ NOT A TRUE BILL.

Date

11-12-19

Signature Of Grand Jury Foreperson

Meagan Rearsen

TWELVE OR MORE  
JURORS CONCURRING



Printed on 11/19/2019 07:55 PM

File No. 19CRS000598

☐ See attached AOC-CR-245 for additional offenses and file numbers included under this Order.

## ORDER FOR ARREST

# 19OFA1392480

Offense  
IF-EXTORTION

THE STATE OF NORTH CAROLINA VS.

Name, Address &amp; Telephone No. Of Defendant

JENNIFER MORGAN TIERCE

249 STROUD ST

MARION NC 28752

MCDOWELL COUNTY

Race	Sex	Date Of Birth	Age
W	F	11/11/1983	

Social Security No.	Driver's License No. & State

Name And Address of Defendant's Employer

Date Defendant Failed To Appear

Amount Of Bond	Type Of Bond
\$	OFFICIAL'S DISCRETION

## TRUE BILL OF INDICTMENT ONLY

Date Of Arrest &amp; Check Digit No. (As Shown On Fingerprint Card)

Offense Code	Offense In Violation Of G.S.
12110	114-118.4

Date Of Offense	Date Issued
05/08/2019	11/12/2019

Law Enforcement Case No.

UD No.

SID No.

FBI No.

## STATE OF NORTH CAROLINA

In The General Court Of Justice

MCDOWELL County

☐ District ☒ Superior Court Division

To any officer with authority and jurisdiction to serve an Order For Arrest:

The Court finds that:

☐ 1. FTA - RELEASE ORDER [G.S. 15A-305(b)(2)]  
 the defendant has been arrested and released from custody and has failed on the date shown to appear as required by the Release Order.

☐ This is the defendant's second or subsequent failure to appear on these charges.

☐ 2. FTA - CRIMINAL SUMMONS OR CITATION (Do not use for infraction.) [G.S. 15A-305(b)(3)]  
 the defendant has failed on the date shown to appear as required by a duly executed Criminal Summons or by a Citation that charged the defendant with a misdemeanor.

☒ 3. TRUE BILL OF INDICTMENT [G.S. 15A-305(b)(1)]  
 a Grand Jury has returned a true bill of indictment against the defendant, a copy of which is attached.

(Note To Arresting Officer: If this option is checked, defendant must be fingerprinted. G.S. 15A-502(a).)

☐ 4. FTA - SHOW CAUSE AFTER FTC [G.S. 15A-305(b)(8)]  
 the defendant has failed on the date shown to appear as required in a Show Cause Order entered in this criminal proceeding.

☐ 5. FTA - SHOW CAUSE ORDER IN ORIGINAL CRIMINAL JUDGMENT [G.S. 15A-305(b)(8); -1362(c); -1364(a)]  
 the defendant has failed by the date shown to pay a fine or costs or both as required by a judgment entered in this case and has also failed, as required upon such failure, to appear on that date and show cause why the defendant should not be imprisoned.

☐ 6. PROBABLE CAUSE THAT DEFENDANT MAY FAIL TO APPEAR - CRIMINAL CONTEMPT [G.S. 15A-305(b)(9); 5A-16]  
 this Court has initiated plenary proceedings for contempt against the defendant under G.S. 5A-16, has issued a show cause order and finds probable cause to believe that the defendant will not appear as required in response to that order.

☐ 7. PROBATION VIOLATION [G.S. 15A-305(b)(4); -1345(a)]  
 the probation officer has provided the court with a written statement, signed by the probation officer, alleging that the defendant has violated specified conditions of the defendant's probation and a copy of the written statement is attached.

☐ 8. Other: (specify)

☐

You are DIRECTED to take the defendant into custody and bring the defendant before a judicial official for the purpose of:

☒ determining conditions of release, and for commitment if the defendant is unable to comply.

☐ commitment since release of the defendant is not authorized.

Signature

MELISSA ADAMS

☐ Magistrate ☐ Deputy CSC ☐ DC Judge

☐ Asst. CSC ☒ Clerk Of Superior Court ☐ SC Judge

Court Date

Court Time

☐ AM ☐ PM
Location Of Court  
McDowell County Courthouse, 0002

21 S MAIN ST

MARION, NC 28752



STATE OF NORTH CAROLINA		File No. 19CRs000590
MCDOWELL County		In The General Court Of Justice <input type="checkbox"/> District <input checked="" type="checkbox"/> Superior Court Division
STATE VERSUS		CONDITIONS OF RELEASE AND RELEASE ORDER
Name And Address Of Defendant JENNIFER MORGAN TIERCE 249 STROUD ST		
MARION	NC 28752	
Offenses And Additional File Numbers 19CRS590 OFA;BOI;11/12/2019; F-EXTORTION		# 19RO1411901 Amount Of Bond \$
		G.S. Chapter 15A, Art. 25, 26

Location Of Court McDowell County Courthouse; 0002	<input type="checkbox"/> District <input checked="" type="checkbox"/> Superior	Date 01/06/2020	Time 10:00	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM
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To The Defendant Named Above, you are ORDERED to appear before the Court as provided above and at all subsequent continued dates. If you fail to appear, you will be arrested and you may be charged with the crime of willful failure to appear. You also may be arrested without a warrant if you violate any condition of release in this Order or in any document incorporated by reference.

The defendant has been advised of charge(s) against him/her and his/her right to communicate with counsel and friends.

☒ Your release is authorized upon execution of your: ☒ WRITTEN PROMISE to appear ☐ UNSECURED BOND in the amount shown above

☐ CUSTODY RELEASE ☐ SECURED BOND in the amount shown above (NOTE: Give a copy of this order to any surety who posts bond.)

☐ HOUSE ARREST with ELECTRONIC MONITORING administered by (agency) \_\_\_\_\_ and the SECURED BOND above. You may leave your residence for the purpose(s) of ☐ employment ☐ counseling ☐ course of study ☐ vocational training

NO CONTACT WITH VICTIM OR VIC FAMILY DIRECT OR INDIRECT

- ☐ Your release is not authorized.
- ☒ The defendant is required to provide (check all that apply) ☒ fingerprints under G.S. 15A-502, ☐ a DNA sample under G.S. 15A-266.3A.
- ☒ Prior to release, the defendant shall provide his/her (check all that apply) ☒ fingerprints, ☐ DNA sample.
- ☐ The defendant has been ☐ (i) charged with a felony while on probation (complete AOC-CR-272, Side One), ☐ (ii) arrested for violation of probation with a pending felony charge or prior conviction requiring registration under G.S. 14, Article 27A (complete AOC-CR-272, Side Two).
- ☐ This Order is entered upon defendant's warrantless arrest for violation of conditions of release entered previously for the above-captioned case in the Order dated \_\_\_\_\_
- ☐ The defendant was arrested or surrendered after failing to appear as required under a prior release order.
- ☐ This was the defendant's second or subsequent failure to appear in this case.
- ☐ Your release is subject to the conditions as shown on the attached ☐ AOC-CR-270. ☐ Other: \_\_\_\_\_

## Additional Information

Date 11/19/2019	Signature Of Judicial Official C. JOHNSON	<input checked="" type="checkbox"/> Magistrate <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court <input type="checkbox"/> District Court Judge <input type="checkbox"/> Superior Court Judge
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## ORDER OF COMMITMENT

To The Custodian Of The Detention Facility Named Below, you are ORDERED to receive in your custody the defendant named above who may be released if authorized above. If the defendant is not sooner released, you are ORDERED to: ☒ produce him/her in Court as provided above.

☐ hold him/her ☐ as provided on the attached AOC-CR-272. ☐ for the following purpose: \_\_\_\_\_

☐ (for charges covered by G.S. 15A-534.1 (domestic violence) or 15A-534.7 (threat of mass violence)) produce him/her at the first session of District or Superior Court held in this county after the entry of this Order or, if no session is held before (enter date and time 48 hours after time of arrest) \_\_\_\_\_

☐ AM ☐ PM produce him/her before a magistrate of this county at that time to determine conditions of pretrial release.

Name Of Detention Facility	Date	Signature Of Judicial Official C. JOHNSON
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## WRITTEN PROMISE TO APPEAR OR CUSTODY RELEASE

I, the undersigned, promise to appear at all hearings, trials or otherwise as the Court may require and to abide by any restrictions set out above. I understand and agree that this promise is effective until the entry of judgment in the District Court from which no appeal is taken or until the entry of judgment in Superior Court. If I am released to the custody of another person, I agree to be placed in that person's custody, and that person agrees by his/her signature to supervise me.

Date 11/19/19	Signature Of Defendant <i>Jennifer Tierce</i>	Signature Of Person Agreeing To Supervise Defendant
Name Of Person Agreeing To Supervise Defendant (type or print)		Address Of Person Agreeing To Supervise Defendant

## DEFENDANT RELEASED ON BAIL

Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM
		Signature Of Jailer